

Eric K. Fogderude, #070860
FLETCHER & FOGDERUDE, INC.
A Professional Corporation
5412 North Palm Avenue, Suite 101
Fresno, California 93704
Telephone: (559) 431-9710
Facsimile: (559) 431-4108

Attorney for Defendant, DANIEL BOOBAR

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DANIEL BOOBAR,

Defendants.

CASE NO. CR-F-02-5301 OWW

STIPULATION AND ORDER FOR A
RESETTING OF HEARING ON REPORT
OF PROBATION OFFICER AND
PRESENTENCE MOTIONS

IT IS HEREBY STIPULATED by and between Plaintiff, the United States of
America, and the Defendant, by and through his attorney, that the date set for hearing on
presentence motions and the presentence report of the probation officer and sentencing be
extended as follows:

Defense Counsel s Informal Objections due to Probation and AUSA:
by October 24, 2005.

Motions and Formal Objections must be filed with the Court and served on
Probation and AUSA: by November 7, 2005, and Governments reply will be filed
by November 21, 2005.

Motions and RPO Hearing: will move from October 24, 2005, at 1:30 p.m. to
December 5, 2005, at 1:30 p.m.

The parties also agree that any delay resulting from this continuance shall be
excluded in the interest of justice pursuant to 18 U.S.C. sections 3161(h)(1)(F),

3161(h)(8)(A) and 3161(h)(8)(B)(I).

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1 On August 15, 2005, Defendants Motion for Discovery Related to Sentencing Issues
2 was heard, at which time the Court set a compliance date for production of such discovery
3 for three (3) weeks, to wit September 5, 2005. As of this date, the Government is still in the
4 process of compiling the discovery.

5 Therefore, good cause exists for this continuance in order to allow the government
6 additional time to provide the defense with pre-sentence related discovery from the U.S.
7 Customs as previously ordered on August 15, 2005. The new compliance date is Friday,
8 September 30, 2005.

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12 DATED: October 20, 2005

Respectfully submitted,

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14 /s/ Eric K. Fogderude
15 ERIC K. FOGDERUDE
16 Attorney for Defendant,
17 DANIEL BOOBAR

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19 DATED: _10-20-05 _____

/s/ Jon Conklin

20 JON CONKLIN
21 Assistant United States Attorney

22 **ORDER**

23 **IT IS SO ORDERED.**

24
25 DATED: _____

26 HONORABLE OLIVER W. WANGER
27 United States District Court Judge,
28 Eastern District of California